



BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO AGENDA

Legislative Chamber, Room 250
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tuesday, April 28, 2015 - 2:00 PM

Regular Meeting

LONDON BREED, PRESIDENT
JOHN AVALOS, DAVID CAMPOS, JULIE CHRISTENSEN, MALIA COHEN,
MARK FARRELL, JANE KIM, ERIC MAR, KATY TANG, SCOTT WIENER, NORMAN YEE

Angela Calvillo, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.sfbos.org

BOARD COMMITTEES

Committee Membership

Budget and Finance Committee
Supervisors Farrell, Tang, Mar, Yee, Wiener

Budget and Finance Sub-Committee
Supervisors Farrell, Tang, Mar

City and School District Select Committee
Supervisors Kim, Yee, Campos, Commissioners Mendoza-McDonnell, Fewer, Wynns

Government Audit and Oversight Committee
Supervisors Yee, Christensen, Breed

Land Use and Transportation Committee
Supervisors Cohen, Wiener, Kim

Public Safety and Neighborhood Services Committee
Supervisors Mar, Campos, Christensen

Rules Committee
Supervisors Avalos, Tang, Cohen

Meeting Days

Wednesday
1:00 PM

Wednesday
10:00 AM

4th Thursday
3:30 PM

1st and 3rd Thursday
10:30 AM

Monday
1:30 PM

1st and 3rd Thursday
2:00 PM

2nd and 4th Thursday
11:00 AM

Agenda Item Information

Each item on the Consent or Regular agenda may include the following documents:

- 1) Legislation
- 2) Budget and Legislative Analyst report
- 3) Department or Agency cover letter and/or report
- 4) Public correspondence

These items will be available for review at 1 Dr. Carlton B. Goodlett Place, City Hall, Room 244, Reception Desk.

Meeting Procedures

The Board of Supervisors is the legislative body of the City and County of San Francisco. The Board has several standing committees where ordinances and resolutions are the subject of hearings at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers, and similar sound-producing electronic devices; 3) bringing in or displaying signs in the meeting room; and 4) standing in the meeting room.

Each member of the public will be allotted the same maximum number of minutes to speak as set by the President or Chair at the beginning of each item or public comment, excluding City representatives, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

IMPORTANT INFORMATION: The public is encouraged to testify at Committee meetings. Persons unable to attend the meeting may submit to the City, by the time the proceedings begin, written comments regarding the agenda items above. These comments will be made a part of the official public record and shall be brought to the attention of the Board of Supervisors. Written communications should be submitted to the Clerk of the Board, Clerk of a Committee or its members: 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102. Communications which are not received prior to the hearing may be delivered to the Clerk of the Committee at the hearing and you are encouraged to bring enough copies for distribution.

LAPTOP COMPUTER FOR PRESENTATIONS: Contact City Hall Media Services at (415) 554-7490 to coordinate the use of the laptop computer for presentations. Presenters should arrive 30 minutes prior to the meeting to test their presentations on the computer.

AGENDA PACKET: Available for review in Clerk's Office, Room 244, City Hall, 1 Dr. Carlton B Goodlett Place, or on the internet at <http://www.sfbos.org/meetings>. Meetings are cablecast on SFGovTV, the Government Channel 26. For DVD copies and scheduling call (415) 554-4188.

LANGUAGE INTERPRETERS: Requests must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Peggy Nevin at (415) 554-5184. **AVISO EN ESPAÑOL:** La solicitud para un traductor debe recibirse antes de mediodía de el viernes anterior a la reunion. Llame a Derek Evans (415) 554-7702. **Paunawa:** Ang mga kahilingan ay kailangang matanggap sa loob ng 48 oras bago mag miting upang matiyak na matutugunan ang mga hiling. Mangyaring tumawag kay Joy Lamug sa (415) 554-7712.

翻譯 必須在會議前最少四十八小時提出要求
請電 (415) 554-7719

Disability Access

The Legislative Chamber (Room 250) and the Committee Room (Room 263) in City Hall are wheelchair accessible. Meetings are real-time captioned and are cablecast open-captioned on SFGovTV, the Government Channel 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Wilson Ng at (415) 554-5184 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the F, J, K, L, M, N, T (exit at Civic Center or Van Ness Stations). MUNI bus lines also serving the area are the 5, 6, 9, 19, 21, 47, 49, 71, and 71L. For more information about MUNI accessible services, call (415) 701-4485.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under The Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils, and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact by mail Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102; phone at (415) 554-7724; fax at (415) 554-7854; or by email at soft@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at <http://www.sfbos.org/sunshine>

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 25 Van Ness Avenue, Suite 220, San Francisco, CA 94102; telephone (415) 252-3100; fax (415) 252-3112; web site <http://www.sfgov.org/ethics>

ROLL CALL AND PLEDGE OF ALLEGIANCE

COMMUNICATIONS

APPROVAL OF MEETING MINUTES

Approval of the [March 24, 2015](#), Board Meeting Minutes.

AGENDA CHANGES

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Questions on the Consent Agenda are on final passage, first reading, adoption, or approved, as indicated.

Items 1 through 12

Recommendation of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang

- [150244](#) [Appropriation - Developer Contributions and Reimbursement - Public Works - \$6,354,478 - FY2014-2015]**
Sponsor: Tang
Ordinance appropriating \$6,354,478 of Developer Contributions and Reimbursements to Public Works in FY2014-2015 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster, and placing \$2,338,024 of Series Earthquake Safety and Emergency Response (ESER 2010) General Obligation Bond Proceeds on Budget and Finance Committee Reserve pending future re-appropriation.

(Fiscal Impact)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Yee, Breed

2. [150185](#) **[Settlement of Lawsuit - A. J., a Minor, By and Through Her Guardian Ad Litem, Chantel Johnson - \$30,000]**
Ordinance authorizing settlement of the lawsuit filed by A. J., a minor, by and through her guardian ad litem, Chantel Johnson, against the City and County of San Francisco for \$30,000; the lawsuit was filed on September 6, 2011, in San Francisco Superior Court, Case No. CGC-11-513954; entitled A. J., by and through her guardian ad litem, Jennifer Rodriguez v. City and County of San Francisco, et al.; removed to federal court on December 12, 2013, and re-captioned as A. J. a minor, by and through her guardian ad litem, Chantel Johnson v. City and County of San Francisco, et al.; United States District Court, Case No. 13-cv-5770 EMC. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
3. [150260](#) **[Settlement of Lawsuit - Tamara Hill - \$150,000]**
Ordinance authorizing settlement of the lawsuit filed by Tamara Hill against the City and County of San Francisco for \$150,000; the lawsuit was filed on November 6, 2012, in San Francisco Superior Court, Case No. CGC-12-525143; entitled Tamara Hill v. City and County of San Francisco. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
4. [150261](#) **[Settlement of Lawsuit - Santokh Kahlon - \$142,500]**
Ordinance authorizing settlement of the lawsuit filed by Santokh Kahlon against the City and County of San Francisco for \$142,500; the lawsuit was filed on August 29, 2013, in California Superior Court, San Francisco Branch, Case No. CGC-13-533906; entitled Santokh Kahlon v. San Francisco Public Utilities Commission, City and County of San Francisco. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
5. [150262](#) **[Settlement of Lawsuit - Aaron Read - \$112,000]**
Ordinance authorizing settlement of the lawsuit filed by Aaron Read against the City and County of San Francisco for \$112,000; the lawsuit was filed on October 6, 2013, in San Francisco Superior Court, Case No. CGC-13-534077; entitled Aaron Read v. City and County of San Francisco, et al. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. [150287](#) **[Settlement of Lawsuit - Gordon Clark - \$99,500]**
Ordinance authorizing settlement of the lawsuit filed against the City and County of San Francisco for \$99,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. 12-02584 JCS; currently entitled Gordon Clark v. City and County of San Francisco. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
7. [150288](#) **[Settlement of Lawsuit - Jose Garcia - \$50,000 and Waiver of \$16,509]**
Ordinance authorizing settlement of the lawsuit filed by Jose Garcia against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 16, 2012, in United States District Court for the Northern District of California, Case No. 12-CV-2443; entitled Jose Garcia v. City and County of San Francisco, et al.; other material terms of said settlement are waiver of the \$16,509 San Francisco General Hospital lien. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?
8. [150290](#) **[Settlement of Lawsuit - Helen Nguy - \$225,000]**
Ordinance authorizing settlement of the lawsuit filed by Helen Nguy against the City and County of San Francisco for \$225,000; the lawsuit was filed on April 10, 2013, in San Francisco Superior Court, Case No. CGC-13-530519; entitled Helen Nguy v. CCSF, et al. (City Attorney)

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

9. [120967](#) **[Transportation, Police, Administrative, and Business and Tax Regulations Codes - Motor Vehicles for Hire]**
Sponsor: Wiener
Ordinance amending the Transportation Code to clarify the Director of Transportation's authority to designate staff to enforce parking laws; grant the Municipal Transportation Agency authority to subpoena evidence and testimony relevant to enforcement of motor vehicle for hire regulations; increase the penalty for driving or operating a taxi without a permit; making it a misdemeanor to operate a taxi without a functioning taximeter; and making it a misdemeanor for an operator of a charter party carrier to refuse to produce a waybill; amending the Police Code to repeal all sections governing motor vehicles for hire; and amending the Business and Tax Regulations and Administrative Codes to repeal sections governing fees related to motor vehicle for hire permits.

04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. [150117](#) **[Administrative Code - Relocation Payments to Evicted Tenants]**
Sponsors: Campos; Kim, Avalos and Mar
Ordinance amending the Administrative Code to modify the calculation of the difference between the rent paid by an evicted tenant and market rent (rental payment differential) by having the Controller use data from RealFacts based on number of bedrooms, or another data source providing reliable market data; to cap relocation payments based on the rental payment differential at \$50,000; to require the tenant to submit to the landlord a sworn statement of intent to use the relocation payment solely for housing or other relocation costs; to require the tenant to keep proof of expenditures on relocation costs for at least three years after vacating the unit, and to make copies available to the landlord within ten business days of a request; and to require the tenant to reimburse the landlord any portion of the relocation payment not expended on relocation costs within three years after vacating the unit.
- 04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. [150246](#) **[Planning Code - Landmark Designation - 2178-2174 Market Street (aka Swedish American Hall Building)]**
Sponsors: Wiener; Cohen
Ordinance designating 2178-2174 Market Street (aka Swedish American Hall Building), Assessor's Block No. 3542, Lot No. 017, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.
- 04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety and Neighborhood Services Committee

Present: Supervisors Mar, Campos

12. [150242](#) **[Health Code - Ban on Smokeless Tobacco Use - Defining Tobacco Product to Include Devices for Using Tobacco]**
Sponsors: Farrell; Mar, Avalos, Tang, Christensen, Wiener, Cohen, Yee and Campos
Ordinance amending the Health Code to ban the use of smokeless tobacco products in stadiums, sports arenas, and playing fields; amending the definition of tobacco product to include a device or any portion of a device used to consume tobacco products; and making environmental findings.
- 04/21/2015; PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Rules Committee

Present: Supervisors Avalos, Tang, Cohen

13. [150222](#) **[Administrative Code - Membership and Functions of the Our Children, Our Families Council]**

Sponsors: Yee; Christensen, Tang, Kim, Campos, Avalos and Mar

Ordinance amending the Administrative Code to establish the membership of the Our Children, Our Families Council; and to address its structure and functions as provided in Charter, Section 16.127-7.

04/21/2015; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

04/21/2015; PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Sub-Committee

Present: Supervisors Farrell, Tang

14. [150240](#) **[Contract Amendment - Children's Council of San Francisco - Preschool for All Program - Not to Exceed \$47,326,791]**

Resolution approving the fifth contract amendment with the Children's Council of San Francisco, to manage the Preschool for All Program subsidies to eligible children of the City, increasing the not to exceed amount from \$40,730,000 to \$47,326,791 for the period of July 1, 2012, to June 30, 2015. (First 5 SF Children and Families Commission)

(Fiscal Impact)

Question: Shall this Resolution be ADOPTED?

15. [150336](#) **[Multifamily Housing Revenue Note - 588 Mission Bay Boulevard North (aka Mission Bay South Block 7 West) - Not to Exceed \$61,427,368]**

Sponsor: Kim

Resolution authorizing the issuance and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$61,427,368 for the purpose of providing financing for the acquisition and construction of a 200-unit multifamily rental housing project located in the City at 588 Mission Bay Boulevard North (aka Mission Bay South Block 7 West); approving the form of and authorizing the execution of a funding loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the note and the project, as defined herein; granting general authority to City officials to take actions necessary to implement this Resolution, and subject to the terms of this Resolution, as defined herein; and related matters, as defined herein.

Question: Shall this Resolution be ADOPTED?

16. [150353](#) **[Accept In-Kind Gift - Vertiba, Inc. - Technical Assistance for District Attorney's Crime Strategies Unit - \$20,000]**

Sponsor: Farrell

Resolution retroactively authorizing the San Francisco Office of the District Attorney to accept an in-kind gift of technical assistance for its Crime Strategies Unit valued at \$20,000 from Vertiba, Inc.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Yee, Breed

17. [150289](#) **[Settlement of Lawsuit - Kimberley Tuyay - \$125,000]**

Ordinance authorizing settlement of the lawsuit filed by Kimberley Tuyay against the City and County of San Francisco for \$125,000; the lawsuit was filed on March 24, 2014, in California Superior Court, San Francisco Branch, Case No. CGC-14-538197; entitled Kimberley Tuyay v. City and County of San Francisco, Department of Emergency Management, et al., later removed to the United States District Court for the Northern District of California, Case No. C 14-01981 NC. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. [150335](#) **[North of Market/Tenderloin Community Benefit District - Annual Reports for FYs 2010-2013]**

Sponsor: Kim

Resolution receiving and approving annual reports for the North of Market/Tenderloin Community Benefit District for FYs 2010-2013, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Yee, Christensen

19. [150351](#) **[Civic Center Community Benefit District - Annual Reports for FYs 2011-2014]**

Sponsors: Breed; Kim

Resolution receiving and approving annual reports for the Civic Center Community Benefit District for FYs 2011-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Yee, Christensen, Breed

20. [150352](#) **[Top of Broadway Community Benefit District - Annual Report for FY2013-2014]**

Sponsor: Christensen

Resolution receiving and approving an annual report for the Top of Broadway Community Benefit District for FY2013-2014, submitted as required by the Property and Business Improvement District Law of 1994 (California Streets and Highways Code, Sections 36600, et seq.), Section 36650, and the District's Management Agreement with the City, Section 3.4.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Transportation Committee

Present: Supervisors Cohen, Wiener, Kim

21. [141298](#) [Various Codes - Noise Regulations Relating to Residential Uses Near Places of Entertainment]

Sponsors: Breed; Wiener, Cohen and Kim

Ordinance amending the Building, Administrative, Planning, and Police Codes to require attenuation of exterior noise for new residential structures and acoustical analysis and field testing in some circumstances; to provide that a Place of Entertainment (POE) not become a public or private nuisance on the basis of noise for nearby residents of residential structures constructed or converted on or after January 1, 2005; to authorize the Entertainment Commission to hold a hearing on a proposed residential use near a POE, and require the project sponsor's participation in the hearing; to authorize the Entertainment Commission to measure noise conditions at such project sites and provide comments and recommendations regarding noise to the Planning Department and Department of Building Inspection; to require lessors and sellers of residential property to disclose to lessees and purchasers potential noise and other inconveniences associated with nearby POEs; to require that such disclosure requirements be recorded against all newly approved residential projects in a Notice of Special Restrictions; to require the Planning Department and Commission to consider noise issues when reviewing proposed residential projects; and to specify factors concerning noise for the Entertainment Commission to review when considering granting a POE permit; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and findings of local conditions under California Health and Safety Code, Section 17958.7; and directing the Clerk of the Board of Supervisors to forward the Ordinance to the State Building Standards Commission upon final passage.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. [150002](#) [Planning Code - Landmark Designation - 182-198 Gough Street (aka the R. L. Goldberg Building)]

Sponsor: Breed

Ordinance designating 182-198 Gough Street (aka the R. L. Goldberg Building), Assessor's Block No. 0837, Lot No. 014, as a Landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 2:30 P.M. - Recognition of Commendations

SPECIAL ORDER 3:00 P.M.

APPEAL PROCEDURES

Board Rule 4.18 provides that public hearings on appeals shall be scheduled for 3:00 p.m. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 3:00 p.m. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 3:00 p.m.:

1. Appeals where all parties have agreed to request a continuance or a tabling of the appeal.
2. Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).
3. Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.
4. Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 3:00 p.m.
5. Appeals involving participants who have ADA considerations may be set for specific times beginning at 3:00 p.m.

23. [141018](#) **[Public Hearing - Appeal of Tentative Map - 639 Peralta Avenue]**
 Hearing of persons interested in or objecting to the decision of Public Works, dated September 18, 2014, approving a Tentative Map for a 2-Unit New Construction Condominium Project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (District 9) (Appellant: Alexander M. Weyand, on behalf of William H. Bradley) (Filed September 29, 2014). (Clerk of the Board)

10/28/2014; CONTINUED OPEN.

12/16/2014; CONTINUED OPEN.

01/27/2015; CONTINUED OPEN.

Question: Shall this Hearing be HEARD AND FILED?

Pursuant to Government Code Section 65009, notice is hereby given: If you challenge the above matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described above, or in written correspondence delivered to the Board of Supervisors, (1 Dr. Carlton B. Goodlett Place, Room 244; San Francisco, CA 94102-4689) at, or prior to, the public hearing.

(Only one of the following two Motions should be approved.)

24. [141019](#) [Approving Decision of Public Works and Approving the Tentative Parcel Map - 639 Peralta Avenue]

Motion approving decision of Public Works and approving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

10/28/2014; CONTINUED.

12/16/2014; CONTINUED.

01/27/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

25. [141020](#) [Disapproving Decision of Public Works and Disapproving the Tentative Parcel Map - 639 Peralta Avenue]

Motion disapproving decision of Public Works and disapproving the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Clerk of the Board)

10/28/2014; CONTINUED.

12/16/2014; CONTINUED.

01/27/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

26. [141021](#) [Preparation of Findings Related to the Tentative Parcel Map - 639 Peralta Avenue]

Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision to disapprove the Tentative Parcel Map for a 2-unit new construction condominium project located at 639 Peralta Avenue, Assessor's Block No. 5634, Lot No. 014. (Clerk of the Board)

10/28/2014; CONTINUED.

12/16/2014; CONTINUED.

01/27/2015; CONTINUED.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, April 23, 2015, at 11:00 a.m. The Chair intends to request the Committee to send the following items to the Board as Committee Reports on Tuesday, April 28, 2015.

27. [150388](#) **[Approving Appointment, Commission on the Status of Women - Debbie Mesloh]**
Motion approving the Mayor's appointment of Debbie Mesloh, term ending November 18, 2018, to the Commission on the Status of Women. (Clerk of the Board)
- (Charter, Section 3.100(18), provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by a two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointment. Transmittal date: April 3, 2015.)
- Question: Shall this Motion be APPROVED?**
28. [150389](#) **[Appointment, Energy Efficiency Coordinating Committee - Antonio Diaz]**
Motion appointing Antonio Diaz (residency requirement waived), for a one-year term yet to be determined, to the Energy Efficiency Coordinating Committee. (Rules Committee)
- Question: Shall this Motion be APPROVED?**
29. [150392](#) **[Appointments, Children and Families First Commission - Linda Asato, Suzanne Giraud, and Lynn Merz]**
Motion appointing Linda Asato, Suzanne Giraud, and Lynn Merz (residency requirement waived), terms ending April 29, 2019, to the Children and Families First Commission. (Rules Committee)
- Question: Shall this Motion be APPROVED?**
30. [150393](#) **[Appointments, Office of Early Care and Education Citizens' Advisory Committee - Kim Garcia-Meza, Candace Wong, Kathie Herrera-Autumn, and Sandee Blechman]**
Motion appointing Kim Garcia-Meza and Candace Wong, terms ending May 1, 2017, and Kathie Herrera-Autumn and Sandee Blechman, terms ending May 1, 2018, to the Office of Early Care and Education Citizens' Advisory Committee. (Rules Committee)
- Question: Shall this Motion be APPROVED?**

31. [150394](#) [Approving Appointments, Office of Early Care and Education Citizens' Advisory Committee - Carla Bryant, September Jarrett, Meredith Osborn, Yohana Quiroz, and Lygia Stebbing]

Motion approving/rejecting the Mayor's appointments of Carla Bryant and September Jarrett, terms ending May 1, 2017, and Meredith Osborn, Yohana Quiroz, and Lygia Stebbing, terms ending May 1, 2018, to the Office of Early Care and Education Citizens' Advisory Committee. (Clerk of the Board)

(Administrative Code, Section 5.122(a), provides that the Board of Supervisors has the authority to reject the appointment by a two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by a two-thirds vote within the 30 day period shall result in the appointee continuing to serve as appointment. Transmittal date: April 8, 2015.)

Question: Shall this Motion be APPROVED?

32. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

33. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures were introduced for adoption without committee reference. A unanimous vote is required for adoption of these resolutions today. Any Supervisor may require any resolution to go to committee.

Questions on the For Adoption Without Committee Reference Agenda are on for adoption, or approved, as indicated.

Items 34 and 35

34. [150413](#) [Public Works Week - April 20-25, 2015]

Sponsor: Breed

Resolution commending the men and women of San Francisco Public Works and declaring April 20-25, 2015, as Public Works Week in the City and County of San Francisco.

04/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. [150414](#) [Women's Lung Health Week - May 11-17, 2015]

Sponsor: Farrell

Resolution declaring May 11-17, 2015, as Women's Lung Health Week in the City and County of San Francisco.

04/21/2015; REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires eight (8) votes or a unanimous six (6) or seven (7). A unanimous vote is required for the resolution(s).

[Serious Injury Finding]

Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]

Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]

Motion that the Board find by roll call vote that, for the resolution(s) being considered at this time, there is a need to take immediate action. The need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

LEGISLATION INTRODUCED AT ROLL CALL

Introduced by a Supervisor or the Mayor

Pursuant to Charter, Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.

Legislation Introduced will appear on the Final Minutes for this meeting. Once the Legislation Introduced is approved, it will be available on http://www.sfbos.org/legislation_introduced.

Introduced at the Request of a Department

Pursuant to Rules of Order of the Board of Supervisors, Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.

PROPOSED ORDINANCES

150400

[Settlement and Dismissal of Lawsuit - Donnie Thomas, et al. - City to Receive \$200,534]

Ordinance authorizing settlement and dismissal of the lawsuit filed by the City and County of San Francisco against Donnie Thomas, Miles Bonner, John Rauch, Robert Mazariegos, Vincent Padilla, Elizabeth Bradford, Jean Quiroz, Carlos Quiroz and Centennial Distributors, Inc., for \$200,534; the lawsuit was filed on August 19, 2010, in San Francisco Superior Court, Case No. CGC-10-502809; entitled City and County of San Francisco, et al. v. Donnie Thomas, et al. (City Attorney)

04/17/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Government Audit and Oversight Committee.

150401

[General Plan Amendments - Rincon Hill Streetscape Master Plan]

Ordinance amending the Rincon Hill Area Plan, a subsection of the General Plan, to incorporate the Rincon Hill Streetscape Master Plan and make other technical amendments; making findings under the California Environmental Quality Act; and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission)

04/20/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; ASSIGNED UNDER 30 DAY RULE to the Board of Supervisors.

PROPOSED RESOLUTIONS

150402 [Agreement Amendment - Bayview Hunters Point Foundation for Community Improvement, Inc. - Behavioral Health Services - Not to Exceed \$30,502,481]

Resolution retroactively approving an amendment to the agreement between the Department of Public Health and the Bayview Hunters Point Foundation for Community Improvement, Inc., for behavioral health services, increasing the total contract amount by \$3,050,624 for a total contract amount of \$30,502,481 for the period of July 1, 2010, through December 31, 2015. (Public Health Department)

04/16/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

150403 [Agreement Amendment - Public Health Foundation Enterprises, Inc. - Program Management Services for the San Francisco Homeless Outreach Team (SFHOT) Program - \$25,239,580]

Resolution approving an amendment to the agreement between the Department of Public Health and Public Health Foundation Enterprises, Inc., to provide program management services in support the San Francisco Homeless Outreach Team (SFHOT), increasing the contract by \$20,107,171 for a total contract amount of \$25,239,580 for the period of August 1, 2014, through June 30, 2018. (Public Health Department)

04/16/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

150404 [Contract Amendment - Fort Help, LLC - Substance Abuse Treatment Services - Not to Exceed \$14,852,981]

Resolution retroactively approving the sixth amendment to the agreement between the Department of Public Health and Fort Help, LLC, for substance abuse treatment services for heroin and other opiate users with methadone and other opiate replacement therapies, increasing the contract amount by \$4,878,797 for a total contract amount not to exceed \$14,852,981 for the period of September 1, 2008, through June 30, 2018. (Public Health Department)

04/16/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

150405 [Contract Amendment - San Francisco Study Center - Fiscal Intermediary Support - \$15,099,701]

Resolution approving an amendment to the agreement between the Department of Public Health and San Francisco Study Center for fiscal intermediary support of five programs providing services to adults and transitional aged youth, increasing the total contract amount by \$4,083,108 for a total contract amount of \$15,099,701 for the period of July 1, 2010, through December 31, 2015. (Public Health Department)

04/16/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

150406

[Contract Amendment - Aon Risk Insurance Services West, Inc. - Insurance Broker and Risk Management Consulting Services - \$17,125,000]

Resolution authorizing the Director of Risk Management to enter into the First Amendment of a contract with Aon Risk Insurance Services West, Inc., for insurance broker and risk management consulting services, to increase the contract limit from \$9,500,000 to \$17,125,000 for the term ending July 21, 2016. (City Administrator)

04/20/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

150407

[Contract Amendment - Alliant Insurance Services, Inc. - Insurance Broker and Risk Management Consulting Services - \$32,520,840]

Resolution authorizing the Director of Risk Management to enter into the First Amendment of a contract with Alliant Insurance Services, Inc., for Insurance Broker and Risk Management Consulting Services, to increase the contract limit from \$19,520,840 to \$32,520,840 for the term ending July 30, 2017. (City Administrator)

04/20/2015; RECEIVED FROM DEPARTMENT.

04/28/2015; RECEIVED AND ASSIGNED to the Budget and Finance Sub-Committee.

150364 [Petitions and Communications]

Petitions and Communications received from April 13, 2015, through April 20, 2015, for reference by the President to Committee considering related matters, or to be ordered filed by the Clerk on April 28, 2015.

Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information will not be redacted.

From City Administrator Contract Monitoring Division, submitting FY2014-2015 Local Business Enterprise contracting report. Copy: Each Supervisor. (1)

From Fish and Game, submitting notice of proposed emergency action to protect endangered winter-run Chinook salmon. Copy: Each Supervisor. (2)

From various organizations, regarding proposed ordinance prohibiting the use of wild or exotic animals in entertainment. 3 letters. File No. 150191. Copy: Each Supervisor. (3)

From concerned citizens, regarding proposed ordinance prohibiting the use of wild or exotic animals in entertainment. 3 letters. File No. 150191. Copy: Each Supervisor. (4)

From the Office of Civic Engagement and Immigrant Affairs, submitting March 2015 Language Access Ordinance Annual Compliance Summary Report. Copy: Each Supervisor. (5)

From Treasurer and Tax Collector, submitting pooled investment report for March 2015. Copy: Each Supervisor. (6)

From David Noyola, regarding short-term rental regulation. Copy: Each Supervisor. (7)

From Controller, submitting City Services Report: How Long Does It Take to Hire in the City and County of San Francisco. Copy: Each Supervisor. (8)

From California Highway Patrol, regarding activities accomplished in San Francisco area from January through April 2015. Copy: Each Supervisor. (9)

From Controller, regarding memorandum on controls over claims and judgments settlement payments at the Office of the City Attorney. Copy: Each Supervisor. (10)

From Planning Department, regarding notice of hearing on appeal concerning environmental review of disposal of solid waste in Solano County. Copy: Each Supervisor. (11)

From Hristo Gyoshev, regarding proposed ordinance to change density/zoning on Ocean Avenue. File No. 150271. Copy: Each Supervisor. (12)

From Hannah Crutcher, regarding Airbnb and Uber. Copy: Each Supervisor. (13)

From concerned citizens, regarding ban on training of elephants. 2 letters. File No. 150378. Copy: Each Supervisor. (14)

From Gayle McLaughlin, regarding proposed resolution to oppose fast tracking of the Trans-Pacific Partnership. File No. 150375. Copy: Each Supervisor. (15)

From concerned citizens, regarding noise regulations relating to residential uses near places of entertainment. 2 letters. File No. 141298. Copy: Each Supervisor. (16)

From Controller, regarding Children's Baseline - Disconnected Transitional Aged Youth.
Copy: Each Supervisor. (17)

ADJOURNMENT